U.S. DEPARTMENT OF TRANSPORTATION FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION

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IN THE MATTER OF:	-) -)
HOMAX OIL SALES, INC.) Docket No. FMCSA-2006-26000) WY-2006-0022-US0141
Respondent.) (Western Service Center))
))

Second Agreed Stipulation for Extension of Time

COMES NOW Petitioner, the Field Administrator for Federal Motor Carrier Safety Administration (Western Service Center), and Respondent, Homax Oil Sales, Inc., who, through respective counsel, hereby file this Agreed Stipulation for an Extension of Time for Respondent's Answer in the above-captioned matter pursuant to 49 CFR 386.5(f) and state as follows:

- On 10 November 2008 the CSO issued a final order relating to an August 25,
 2006 Notice of Claim by Petitioner against Respondent.
- 2. In response thereto, the Field Administrator sought an extension of time on 04 December in which to consider reconsideration. That request was granted on 09 December without opposition.
- 3. Petitioner's request for reconsideration was filed on 19 January 2009 and Respondent's reply, if any, was originally required to be served not later than 23 February 2009.
- 4. On 19 February 2009, both Parties filed an agreed stipulation for extension of time for Respondent's reply until April 9, 2009.

CERTIFICATE OF SERVICE

This is to certify that on the <u>8th</u> day of <u>April 2009</u>, the undersigned faxed, mailed or delivered, as specified, the designated number of copies of the forgoing document to the persons listed below:

United States Department of Transportation 1200 New Jersey Avenue, SE West Building, Ground Floor, Room W12-140	One Copy First Class Mail
Washington, DC 20590-0001 Mr. Mike Falk, Esquire Adjudications Counsel Federal Motor Carrier Safety Administration Office of Chief Counsel 1200 New Jersey, SE West Building, 6 th Floor, MC-CCA Washington, DC 20590-0001	One Copy First Class Mail
Mr. William R. Paden Field Administrator Federal Motor Carrier Safety Administration Western Service Center 12600 West Colfax Avenue, Suite B-300 Lakewood, Colorado 80215	One Copy First Class Mail
Ms. Nancy Jackson, Esquire Trial Attorney Federal Motor Carrier Safety Administration Office of Chief Counsel (MC-CCE) Western Service Center 12600 West Colfax Avenue, Suite B-300 Lakewood, Colorado 80215	One Copy Via Email
Mr. John R. Mulcare Division Administrator Federal Motor Carrier Safety Administration Wyoming Division 1637 Stillwater Avenue, Suite F Cheyenne, Wyoming 82009	One Copy First Class Mail
Mr. Frank Chapman, Esquire Counsel for Homax Chapman Valdez P.O. Box 2710 Casper, Wyoming 82602-2710	One Copy Via Email

One of Counsel